

REMARKS

Claims 89 through 126 are pending in this Application. Claims 51 through 88 have been canceled without prejudice or disclaimer. Care has been exercised to avoid the introduction of new matter. Adequate descriptive support for the present Amendment should be apparent throughout the originally filed disclosure as, for example, the Abstract, FIGs. 1, 2 and 5, ¶¶ [0023] through [0043] of the corresponding US Pub. No. 20070289023. Applicants submit that the present Amendment does not generate any new matter issue.

Telephonic Interview of February 4, 2010.

Applicants express appreciation for the Examiner's courtesy in granting and conducting a telephonic interview on February 4, 2010. During the interview, the issues generated by the Preliminary Amendment concurrently filed with the application were discussed. The Examiner indicated that if Applicants cancel claims 51 through 88 and add new claims directed to game applications on cellular phone devices, the new claims will be considered. It is with that understanding that the present Amendment is submitted.

Objection to the disclosure.

The Examiner objected to the disclosure, identified that the Abstract is not on a separate page. In response, the Abstract has been set on a separate page, thereby overcoming the stated basis for the objection. Accordingly, withdrawal of the objection to the disclosure is solicited.

Claim Objection.

The Examiner objected to claims 52 through 88, identified various perceived informalities. This rejection is respectfully traversed. Specifically, claims 52 through 88 have been cancelled without prejudice or disclaimer, thereby rendering this objection moot.

Claims 51 through 88 were rejected under the first paragraph of 35 U.S.C. §112 for lack of adequate descriptive support.

This rejection is respectfully traversed. Specifically, claims 51 through 88 have been cancelled without prejudice or disclaimer, thereby rendering this rejection moot.

Claims 51 and 69 were rejected under 35 U.S.C. §112, second paragraph.

These rejection is respectfully traversed. Specifically, claims 51 and 60 have been cancelled without prejudice or disclaimer, thereby rendering this rejection moot.

Claim 88 was rejected under 35 U.S.C. §101 as allegedly directed to non-statutory subject matter.

This rejection is respectfully traversed. Specifically, claim 88 has been cancelled without prejudice or disclaimer, thereby rendering this rejection moot.

Claims 51 through 88 were rejected under 35 U.S.C. §102(e) as being anticipated by *Eden* (US 20030145200).

This rejection is respectfully traversed. Specifically, claims 51 through 88 have been cancelled without prejudice or disclaimer, thereby rendering this rejection moot.

Based upon the foregoing, it is apparent that the imposed objections and rejections have been overcome, and that all pending claims are in condition for allowance. Favorable consideration is therefore solicited. If any unresolved issues remain, it is respectfully requested that the Examiner telephone the undersigned attorney at 703-519-9952 so that such issues may be resolved as expeditiously as possible.

To the extent necessary, a petition for an extension of time under 37 C.F.R. §1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 504213 and please credit any excess fees to such deposit account.

Respectfully Submitted,

DITTHAVONG MORI & STEINER, P.C.

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Date

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